

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Norfolk Division**

<b>CSX TRANSPORTATION, INC.,</b>	)	
<b>individually and on behalf of NORFOLK</b>	)	
<b>&amp; PORTSMOUTH BELT LINE</b>	)	
<b>RAILROAD COMPANY</b>	)	
	)	<b>Civil Action No.: 2:18cv530</b>
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>NORFOLK SOUTHERN RAILWAY</b>	)	
<b>COMPANY, et al.</b>	)	
	)	
<b>Defendants.</b>	)	

**WAIVER OF HEARING AND REQUEST FOR EXPEDITED RULING**

Defendant Norfolk Southern Railway Company (“NSR”), by counsel, pursuant to Local Civil Rule 7(E), hereby gives notice that it waives oral argument on its Objection to Magistrate Judge’s Non-Dispositive Order (*see* ECF No. 240) and its Motion to Stay Discovery Order Pending Ruling on Objection (“Motion to Stay”) (*see* ECF No. 244). The Objection and Motion to Stay are fully briefed and are ripe for consideration by the Court.

NSR also respectfully requests an expedited ruling on the Motion to Stay. Notwithstanding NSR’s Objection and its Motion to Stay, the parties, subject to NSR’s pending Objection and Motion to Stay, have agreed to the scheduling of the four depositions granted by the Order dated September 4, 2020 (*see* ECF No. 237), the first of which is scheduled for this Friday October 23, 2020. The Objection will be mooted if the depositions are not stayed pending a ruling on the Objection.

Date: October 20, 2020

Respectfully submitted,

**NORFOLK SOUTHERN RAILWAY COMPANY**

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